Case 4:22-cv-05990-HSG Document 10 Filed 11/03/22 Page 1 of 44 Zoya Kovalenko (Cal. SBN 338624) 1 13221 Oakland Hills Blvd., Apt. 206 2 Germantown, MD 20874 678 559 4682 3 zoyavk@outlook.com Plaintiff Zoya Kovalenko 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 ZOYA KOVALENKO, Case No.: 4:22-cv-05990-HSG 11 *Plaintiff*, **EXECUTED WAIVERS OF SERVICE OF** SUMMONS FOR ALL DEFENDANTS 12 v. **JURY TRIAL DEMANDED** KIRKLAND & ELLIS LLP, MICHAEL DE 13 VRIES, MICHAEL W. DEVRIES, P.C., ADAM ALPER, ADAM R. ALPER, P.C., 14 AKSHAY DEORAS, AKSHAY S. DEORAS, P.C., LESLIE SCHMIDT, 15 LESLIE M. SCHMIDT, P.C., AND MARK FAHEY, 16 17 Defendants. 18 19 20 21 22 23 24 25

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Executed Waivers of Service of Summons Case No. 4:22-cv-05990-HSG

A true and correct copy of each Defendant's executed Waiver of Service of Summons ("Waiver"), sent by Defendants' counsel to Plaintiff, appears below, accompanied by each corresponding Notice of Lawsuit and Request to Waive Service of Summons ("Notice"), sent from Plaintiff to Defendants' counsel, which confirmed authorization to accept service of the same. These documents are organized as follows:

| Exhibit / Attachment to Exhibit | Document |
|---------------------------------------|-------------------------------------|
| Ex. A | Waiver for Kirkland & Ellis LLP |
| Attach. A-1 | Notice for Kirkland & Ellis LLP |
| Ex. B | Waiver for Adam R. Alper, P.C. |
| Attach. B-1 | Notice for Adam R. Alper, P.C. |
| Ex. C | Waiver for Adam Alper |
| Attach. C-1 | Notice for Adam Alper |
| Ex. D | Waiver for Akshay S. Deoras, P.C. |
| Attach. D-1 | Notice for Akshay S. Deoras, P.C. |
| Ex. E | Waiver for Akshay Deoras |
| Attach. E-1 | Notice for Akshay Deoras |
| Ex. F | Waiver for Michael W. DeVries, P.C. |
| Attach. F-1 | Notice for Michael W. DeVries, P.C. |
| Ex. G | Waiver for Michael De Vries |
| Attach. G-1 | Notice for Michael De Vries |
| Ex. H | Waiver for Mark Fahey |
| Attach. H-1 | Notice for Mark Fahey |
| Ex. I | Waiver for Leslie M. Schmidt, P.C. |
| Attach. I-1 | Notice for Leslie M. Schmidt, P.C. |
| Ex. J | Waiver for Leslie Schmidt |
| Attach. J-1 | Notice for Leslie Schmidt |

Respectfully submitted this 3rd day of November, 2022. By: /s/ Zoya V. Kovalenko Zoya V. Kovalenko (Cal. SBN 338624) **Plaintiff** 13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 678 559 4682 zoyavk@outlook.com

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury under the laws of the United States of America that counsel representing Defendants is being served with a copy of the foregoing document via email (Lynne Hermle at lchermle@orrick.com; Joseph Liburt at jliburt@orrick.com; and executive assistant Tina McBride at tmcbride@orrick.com) on November 3, 2022.

/s/ Zoya Kovalenko
Zoya Kovalenko

Exhibit A

for the
Northern District of California

| Northern L | District of Camonna |
|--|---|
| Zoya Kovalenko Plaintiff V. Kirkland & Ellis LLP, et al. Defendant |) Civil Action No. 3:22-cv-05990-TSH) |
| WAIVER OF THE | SERVICE OF SUMMONS |
| | a summons in this action along with a copy of the complaint, |
| two copies of this waiver form, and a prepaid means of re | eturning one signed copy of the form to you. |
| I, or the entity I represent, agree to save the expe | nse of serving a summons and complaint in this case. |
| | vill keep all defenses or objections to the lawsuit, the court's any objections to the absence of a summons or of service. |
| | must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the be entered against me or the entity I represent. |
| Date: 10/24/22 | /s/ Joseph C. Liburt /s/ |
| | Signature of the attorney or unrepresented party |
| Kirkland & Ellis LLP | Joseph C. Liburt |
| Printed name of party waiving service of summons | Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA |
| | Address |
| | jliburt@orrick.com |
| | E-mail address |
| | 650-614-7400 |
| | Telephone number |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment A-1

United States District Court

for the
Northern District of California

| Zoya Kovalenko |) | | |
|------------------------------|---|------------------|-------------------|
| Plaintiff |) | | |
| V. |) | Civil Action No. | 3:22-cv-05990-TSH |
| Kirkland & Ellis LLP, et al. |) | | |
| Defendant |) | | |

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Kirkland & Ellis LLP, c/o National Registered Agents Inc., 208 SO LaSalle Street, Suite 814, Chicago, IL 60604-110 (Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

| ate: October 20, 2022 | /s/ Zoya Kovalenko |
|-----------------------|---|
| | Signature of the attorney or unrepresented party |
| | Zoya Kovalenko |
| | Printed name |
| | 13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 |
| | Address |
| | zoyavk@outlook.com |
| | E-mail address |
| | 678 559 4682 |
| | Telephone number |

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Exhibit B

tor the
Northern District of California

| Northern L | District of Camornia |
|--|---|
| Zoya Kovalenko Plaintiff V. Kirkland & Ellis LLP, et al. Defendant |) Civil Action No. 3:22-cv-05990-TSH) |
| WAIVER OF THE | SERVICE OF SUMMONS |
| | a summons in this action along with a copy of the complaint, |
| two copies of this waiver form, and a prepaid means of re | eturning one signed copy of the form to you. |
| I, or the entity I represent, agree to save the expe | nse of serving a summons and complaint in this case. |
| | vill keep all defenses or objections to the lawsuit, the court's any objections to the absence of a summons or of service. |
| | must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the be entered against me or the entity I represent. |
| Date: 10/24/22 | /s/ Joseph C. Liburt /s/ |
| | Signature of the attorney or unrepresented party |
| Adam R. Alper, P.C. | Joseph C. Liburt |
| Printed name of party waiving service of summons | Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 |
| | Address |
| | jliburt@orrick.com |
| | E-mail address |
| | 650-614-7400 |
| | Telephone number |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment B-1

for the
Northern District of California

| Northern Distri | ct of California | | |
|---|---|--|--|
| Zoya Kovalenko | Civil Action No. 3:22-cv-05990-TSH | | |
| NOTICE OF A LAWSUIT AND REQUEST | TO WAIVE SERVICE OF A SUMMONS | | |
| To: Adam Alper, Chief Executive Officer, Adam R. Alper, F. (Name of the defendant or - if the defendant is a corporation, partners.) | | | |
| Why are you getting this? | | | |
| A lawsuit has been filed against you, or the entity you A copy of the complaint is attached. | a represent, in this court under the number shown above. | | |
| This is not a summons, or an official notice from the conservice of a summons by signing and returning the enclosed waiver within 30 days (give at least 30 days, or at least 60 days it from the date shown below, which is the date this notice was sea a stamped, self-addressed envelope or other prepaid means for | f the defendant is outside any judicial district of the United States) ent. Two copies of the waiver form are enclosed, along with | | |
| What happens next? | | | |
| If you return the signed waiver, I will file it with the control on the date the waiver is filed, but no summons will be served is sent (see the date below) to answer the complaint (or 90 days the United States). | | | |
| If you do not return the signed waiver within the time served on you. And I will ask the court to require you, or the | indicated, I will arrange to have the summons and complaint entity you represent, to pay the expenses of making service. | | |
| Please read the enclosed statement about the duty to avoid unnecessary expenses. | | | |
| I certify that this request is being sent to you on the d | ate below. | | |
| Date: October 20, 2022 | /s/ Zoya Kovalenko | | |
| | Signature of the attorney or unrepresented party | | |
| | Zoya Kovalenko Printed name | | |
| | 1ea name | | |
| | 13221 Oakland Hills Blvd Apt 206 | | |

13221 Oakland Hills Blvd., Apt. 206
Germantown, MD 20874

Address

zoyavk@outlook.com

E-mail address

678 559 4682

Telephone number

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Exhibit C

for the
Northern District of California

| Northern L | District of Camonna |
|--|---|
| Zoya Kovalenko Plaintiff V. Kirkland & Ellis LLP, et al. Defendant |) Civil Action No. 3:22-cv-05990-TSH) |
| WAIVER OF THE | SERVICE OF SUMMONS |
| | a summons in this action along with a copy of the complaint, |
| two copies of this waiver form, and a prepaid means of re | eturning one signed copy of the form to you. |
| I, or the entity I represent, agree to save the expe | nse of serving a summons and complaint in this case. |
| | vill keep all defenses or objections to the lawsuit, the court's any objections to the absence of a summons or of service. |
| | must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the be entered against me or the entity I represent. |
| Date: 10/24/22 | /s/ Joseph C. Liburt /s/ |
| | Signature of the attorney or unrepresented party |
| Adam Alper | Joseph C. Liburt |
| Printed name of party waiving service of summons | Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 |
| | Address |
| | jliburt@orrick.com |
| | E-mail address |
| | 650-614-7400 |
| | Telephone number |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment C-1

United States District Court

for the
Northern District of California

| Zoya Kovalenko |) | | |
|------------------------------|---|------------------|-------------------|
| Plaintiff |) | | |
| V. |) | Civil Action No. | 3:22-cv-05990-TSH |
| Kirkland & Ellis LLP, et al. |) | | |
| Defendant |) | | |

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

| To: | Adam | Λlı | \sim r |
|-----|--------|-----|----------|
| 10. | Auaiii | ΛII | ושע |

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

| Date: | October 20, 2022 | /s/ Zoya Kovalenko |
|-------|------------------|---|
| | <u> </u> | Signature of the attorney or unrepresented party |
| | | Zoya Kovalenko |
| | | Printed name |
| | | 13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 |
| | | Address |
| | | zoyavk@outlook.com |
| | | E-mail address |
| | | 678 559 4682 |
| | | Telephone number |

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Exhibit D

for the Northern District of California

| Worthern 1 | District of Camornia |
|--|---|
| Zoya Kovalenko Plaintiff v. Kirkland & Ellis LLP, et al. Defendant |)) Civil Action No. 3:22-cv-05990-TSH) |
| WAIVER OF THE | SERVICE OF SUMMONS |
| I understand that I, or the entity I represent, but that I waive I also understand that I, or the entity I represent, waive I also understand that I, or the entity I represent, waive | a summons in this action along with a copy of the complaint, returning one signed copy of the form to you. ense of serving a summons and complaint in this case. will keep all defenses or objections to the lawsuit, the court's any objections to the absence of a summons or of service. must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the |
| Date:10/24/22 | /s/ Joseph C. Liburt /s/ Signature of the attorney or unrepresented party |
| Akshay S. Deoras, P.C. | Joseph C. Liburt |
| Printed name of party waiving service of summons | Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 |
| | Address |
| | jliburt@orrick.com |
| | E-mail address |
| | 650-614-7400 |
| | Telephone number |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment D-1

for the
Northern District of California

| Northern District of California | | | |
|--|--|--|--|
| Zoya Kovalenko | Civil Action No. 3:22-cv-05990-TSH | | |
| NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS | | | |
| To: Akshay Deoras, Chief Executive Officer, Akshay S. Deoras | | | |
| (Name of the defendant or - if the defendant is a corporation, partnership, or | r association - an officer or agent authorizea to receive service) | | |
| Why are you getting this? | | | |
| A lawsuit has been filed against you, or the entity you repart A copy of the complaint is attached. | resent, in this court under the number shown above. | | |
| This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy. | | | |
| What happens next? | | | |
| If you return the signed waiver, I will file it with the court. on the date the waiver is filed, but no summons will be served on y is sent (see the date below) to answer the complaint (or 90 days if the United States). | you and you will have 60 days from the date this notice | | |
| If you do not return the signed waiver within the time indic served on you. And I will ask the court to require you, or the entity | | | |
| Please read the enclosed statement about the duty to avoid | unnecessary expenses. | | |
| I certify that this request is being sent to you on the date b | elow. | | |
| Date: October 20, 2022 | /s/ Zoya Kovalenko | | |
| <u> </u> | Signature of the attorney or unrepresented party | | |
| | Zoya Kovalenko | | |
| | Printed name | | |
| | 13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 | | |

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Address

zoyavk@outlook.com E-mail address

> 678 559 4682 Telephone number

> > Reset

Exhibit E

Northern District of California

| Normeni District of Camornia | | | |
|--|--|--|--|
| Zoya Kovalenko Plaintiff v. Kirkland & Ellis LLP, et al. Defendant |) Civil Action No. 3:22-cv-05990-TSH) | | |
| WAIVER OF THE S | SERVICE OF SUMMONS | | |
| | summons in this action along with a copy of the complaint, | | |
| two copies of this waiver form, and a prepaid means of ref | turning one signed copy of the form to you. | | |
| I, or the entity I represent, agree to save the expen | ase of serving a summons and complaint in this case. | | |
| I also understand that I, or the entity I represent, no 60 days from October 20, 2022 , the date w | must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the | | |
| United States). If I fail to do so, a default judgment will b | be entered against me or the entity I represent. | | |
| Date:10/24/22 | /s/ Joseph C. Liburt /s/ Signature of the attorney or unrepresented party | | |
| | | | |
| Akshay Deoras Printed name of party waiving service of summons | Joseph C. Liburt Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 | | |
| | Address | | |
| | jliburt@orrick.com | | |
| | E-mail address | | |
| | 650-614-7400 | | |
| | Telephone number | | |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment E-1

United States District Court

for the
Northern District of California

| Zoya Kovalenko |) | | |
|------------------------------|---|------------------|-------------------|
| Plaintiff |) | | |
| V. |) | Civil Action No. | 3:22-cv-05990-TSH |
| Kirkland & Ellis LLP, et al. |) | | |
| Defendant |) | | |
| | | | |

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Akshay Deoras

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

| Date: | October 20, 2022 | /s/ Zoya Kovalenko |
|-------|------------------|---|
| - | | Signature of the attorney or unrepresented party |
| | | Zoya Kovalenko |
| | | Printed name |
| | | 13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 |
| | | Address |
| | | zoyavk@outlook.com |
| | | E-mail address |
| | | 678 559 4682 |
| | | Talanhana numban |

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Exhibit F

Northern District of California

| Normeni District of Camornia | | | |
|--|---|--|--|
| Zoya Kovalenko Plaintiff V. Kirkland & Ellis LLP, et al. Defendant |) Civil Action No. 3:22-cv-05990-TSH) | | |
| WAIVER OF THE | SERVICE OF SUMMONS | | |
| | a summons in this action along with a copy of the complaint, | | |
| two copies of this waiver form, and a prepaid means of re | eturning one signed copy of the form to you. | | |
| I, or the entity I represent, agree to save the expe | ense of serving a summons and complaint in this case. | | |
| | vill keep all defenses or objections to the lawsuit, the court's any objections to the absence of a summons or of service. | | |
| | must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the be entered against me or the entity I represent. | | |
| Date: 10/24/22 | /s/ Joseph C. Liburt /s/ | | |
| | Signature of the attorney or unrepresented party | | |
| Michael W. DeVries, P.C. | Joseph C. Liburt | | |
| Printed name of party waiving service of summons | Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 | | |
| | Address | | |
| | jliburt@orrick.com | | |
| | E-mail address | | |
| | 650-614-7400 | | |
| | Telephone number | | |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment F-1

for the
Northern District of California

| Northern District of California | | |
|--|---|--|
| Zoya Kovalenko | Civil Action No. 3:22-cv-05990-TSH TO WAIVE SERVICE OF A SUMMONS | |
| To: Michael De Vries, Chief Executive Officer, Michael W. D | NoVrice B.C | |
| (Name of the defendant or - if the defendant is a corporation, partnershi | | |
| Why are you getting this? | | |
| A lawsuit has been filed against you, or the entity you A copy of the complaint is attached. | represent, in this court under the number shown above. | |
| This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy. | | |
| What happens next? | | |
| If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States). | | |
| If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service. | | |
| Please read the enclosed statement about the duty to avoid unnecessary expenses. | | |
| I certify that this request is being sent to you on the date below. | | |
| Date: October 20, 2022 | /s/ Zoya Kovalenko | |
| | Signature of the attorney or unrepresented party | |
| | Zoya Kovalenko | |
| | Printed name | |

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13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 Address

> zoyavk@outlook.com E-mail address

> > 678 559 4682 Telephone number

> > > Reset

Exhibit G

Northern District of California

| Normeni District of Camornia | | | |
|---|---|--|--|
| Zoya Kovalenko Plaintiff v. Kirkland & Ellis LLP, et al. Defendant |)) Civil Action No. 3:22-cv-05990-TSH) | | |
| WAIVER OF THE S | SERVICE OF SUMMONS | | |
| To: Zoya Kovalenko (Name of the plaintiff's attorney or unrepresented plaintig | | | |
| I have received your request to waive service of a two copies of this waiver form, and a prepaid means of re- | summons in this action along with a copy of the complaint, turning one signed copy of the form to you. | | |
| I, or the entity I represent, agree to save the exper | nse of serving a summons and complaint in this case. | | |
| I understand that I, or the entity I represent, w jurisdiction, and the venue of the action, but that I waive a | ill keep all defenses or objections to the lawsuit, the court's any objections to the absence of a summons or of service. | | |
| | must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the be entered against me or the entity I represent. | | |
| Date: 10/24/22 | /s/ Joseph C. Liburt /s/ | | |
| | Signature of the attorney or unrepresented party | | |
| Michael De Vries | Joseph C. Liburt | | |
| Printed name of party waiving service of summons | Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 | | |
| | Address | | |
| | jliburt@orrick.com | | |
| | E-mail address | | |
| | (650) 614-7400 | | |
| | Telephone number | | |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment G-1

United States District Court

for the Northern District of California

| Zoya Kovalenko |) | | |
|------------------------------|---|------------------|-------------------|
| Plaintiff |) | | |
| V. |) | Civil Action No. | 3:22-cv-05990-TSH |
| Kirkland & Ellis LLP, et al. |) | | |
| Defendant |) | | |
| | | | |

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

| To: | Michael | \square | \/riac |
|-----|----------|-----------|--------|
| 10. | wiichaei | υe | viies |

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

| Date: | October 20, 2022 | /s/ Zoya Kovalenko |
|-------|------------------|---|
| _ | | Signature of the attorney or unrepresented party |
| | | Zoya Kovalenko |
| | | Printed name |
| | | 13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 |
| | | Address |
| | | zoyavk@outlook.com |
| | | E-mail address |
| | | 678 559 4682 |
| | | Telephone number |

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Exhibit H

for the Northern District of Californi

| Northern District of California | | | |
|---|--|--|--|
| Zoya Kovalenko | Civil Action No. 3:22-cv-05990-TSH | | |
| WAIVER OF THE SEI | RVICE OF SUMMONS | | |
| I, or the entity I represent, agree to save the expense I understand that I, or the entity I represent, will jurisdiction, and the venue of the action, but that I waive any I also understand that I, or the entity I represent, must 60 days from October 20, 2022, the date when | of serving a summons and complaint in this case. keep all defenses or objections to the lawsuit, the court's objections to the absence of a summons or of service. st file and serve an answer or a motion under Rule 12 within this request was sent (or 90 days if it was sent outside the | | |
| United States). If I fail to do so, a default judgment will be entered against me or the entity I represent. | | | |
| Date:10/24/22 | /s/ Joseph C. Liburt /s/ Signature of the attorney or unrepresented party | | |
| Mark Fahey | Joseph C. Liburt | | |
| Printed name of party waiving service of summons | Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 | | |
| | Address | | |
| | jliburt@orrick.com | | |
| | E-mail address | | |
| | (650) 614-7400 | | |
| | Telenhone number | | |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment H-1

United States District Court

for the Northern District of California

| Zoya Kovalenko |) | | |
|------------------------------|---|------------------|-------------------|
| Plaintiff |) | | |
| V. |) | Civil Action No. | 3:22-cv-05990-TSH |
| Kirkland & Ellis LLP, et al. |) | | |
| Defendant |) | | |

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

| Т. | N 4 I - | |
|-----|---------|---------|
| To: | iviark | Fahey |

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

| Date: | October 20, 2022 | /s/ Zoya Kovalenko | |
|-------|------------------|---|--|
| = | <u> </u> | Signature of the attorney or unrepresented party | |
| | | Zoya Kovalenko | |
| | | Printed name | |
| | | 13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 | |
| | | Address | |
| | | zoyavk@outlook.com | |
| | | E-mail address | |
| | | 678 559 4682 | |
| | | Telephone number | |

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Exhibit I

for the
Northern District of California

| TVOI IIICITI L | District of Camornia |
|---|---|
| Zoya Kovalenko Plaintiff v. Kirkland & Ellis LLP, et al. Defendant |) Orivit Action No. 3:22-cv-05990-TSH Orivital Action No. 3:22-cv-05990-TSH Orivital Action No. 3:22-cv-05990-TSH |
| WAIVER OF THE | SERVICE OF SUMMONS |
| To: Zoya Kovalenko (Name of the plaintiff's attorney or unrepresented plaint) I have received your request to waive service of a two copies of this waiver form, and a prepaid means of re- | a summons in this action along with a copy of the complaint, |
| I, or the entity I represent, agree to save the expe I understand that I, or the entity I represent, w | ense of serving a summons and complaint in this case. vill keep all defenses or objections to the lawsuit, the court's any objections to the absence of a summons or of service. |
| I also understand that I, or the entity I represent, | must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the |
| Date:10/24/22 | /s/ Joseph C. Liburt /s/ |
| Leslie M. Schmidt, P.C. | Signature of the attorney or unrepresented party Joseph C. Liburt |
| Printed name of party waiving service of summons | Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 |
| | Address |
| | jliburt@orrick.com <i>E-mail address</i> |
| | 650-614-7400 |
| | Telephone number |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment I-1

for the
Northern District of California

| Northern District of California | | | | | |
|---|--|--|--|--|--|
| Zoya Kovalenko | Civil Action No. 3:22-cv-05990-TSH | | | | |
| NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS | | | | | |
| To: Leslie Schmidt, Chief Executive Officer, Leslie M. Schmidt, P.C. (Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service) | | | | | |
| Why are you getting this? | | | | | |
| A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached. | | | | | |
| This is not a summons, or an official notice from the court. service of a summons by signing and returning the enclosed waive waiver within 30 days (give at least 30 days, or at least 60 days if the after the date shown below, which is the date this notice was sent. a stamped, self-addressed envelope or other prepaid means for returning the court. | er. To avoid these expenses, you must return the signed defendant is outside any judicial district of the United States) Two copies of the waiver form are enclosed, along with | | | | |
| What happens next? | | | | | |
| If you return the signed waiver, I will file it with the court. on the date the waiver is filed, but no summons will be served on y is sent (see the date below) to answer the complaint (or 90 days if the United States). | you and you will have 60 days from the date this notice | | | | |
| If you do not return the signed waiver within the time indic served on you. And I will ask the court to require you, or the entity | | | | | |
| Please read the enclosed statement about the duty to avoid | l unnecessary expenses. | | | | |
| I certify that this request is being sent to you on the date b | elow. | | | | |
| Date: October 20, 2022 | /s/ Zoya Kovalenko Signature of the attorney or unrepresented party | | | | |
| | Zoya Kovalenko | | | | |
| | Printed name | | | | |
| | 13221 Oakland Hills Blvd., Apt. 206 | | | | |

Address

zoyavk@outlook.com

E-mail address

678 559 4682

Telephone number

Germantown, MD 20874

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Exhibit J

Northern District of California

| Northern District of Camornia | | | |
|---|---|--|--|
| Zoya Kovalenko Plaintiff v. Kirkland & Ellis LLP, et al. Defendant |)) Civil Action No. 3:22-cv-05990-TSH) | | |
| WAIVER OF THE | SERVICE OF SUMMONS | | |
| I, or the entity I represent, agree to save the experimental state of the entity I represent, agree to save the experimental state of the entity I represent, in jurisdiction, and the venue of the action, but that I waive I also understand that I, or the entity I represent, | a summons in this action along with a copy of the complaint, returning one signed copy of the form to you. ense of serving a summons and complaint in this case. will keep all defenses or objections to the lawsuit, the court's e any objections to the absence of a summons or of service. must file and serve an answer or a motion under Rule 12 within when this request was sent (or 90 days if it was sent outside the | | |
| Date: 10/24/22 | /s/ Joseph C. Liburt /s/ | | |
| Leslie Schmidt Printed name of party waiving service of summons | Signature of the attorney or unrepresented party Joseph C. Liburt Printed name Orrick, Herrington & Sutcliffe LLP 1000 Marsh Road Menlo Park, CA 94025 | | |
| | Address jliburt@orrick.com E-mail address 650-614-7400 | | |

Duty to Avoid Unnecessary Expenses of Serving a Summons

Telephone number

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Attachment J-1

United States District Court

for the
Northern District of California

| Zoya Kovalenko Plaintiff |) |
|------------------------------|------------------------------------|
| V. | Civil Action No. 3:22-cv-05990-TSH |
| Kirkland & Ellis LLP, et al. | Ó |
| Defendant |) |
| NOTICE OF A LAWSUIT AND REQ | UEST TO WAIVE SERVICE OF A SUMMONS |

To: Leslie Schmidt

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

| Date: | October 20, 2022 | /s/ Zoya Kovalenko |
|-------|------------------|---|
| - | | Signature of the attorney or unrepresented party |
| | | Zoya Kovalenko |
| | | Printed name |
| | | 13221 Oakland Hills Blvd., Apt. 206 Germantown, MD 20874 |
| | | Address |
| | | zoyavk@outlook.com |
| | | E-mail address |
| | | 678 559 4682 |
| | | Telephone number |

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